

**OPINION
60-131**

April 27, 1960(OPINION)

HIGHWAYS

RE: State Highway System - Fees Not Charged For

Recording Instruments

Your request for an official opinion construing the provisions of Section 24-0125 of the 1957 Supplement to the N.D.R.C. of 1943 is herewith acknowledged.

Section 24-0125 provides in effect that no fees shall be charged for the recording or filing of documents required under the provisions of the highway law. (Chapter 177 Session Laws 19530).

It is the opinion of this office that not only the deeds and easements in which the State of North Dakota for the use and benefit of the State Highway Department is identified as the grantee of right of way, but all documents which may be required in order to accomplish the conveyance to the state of lands in fee simple or easements, are entitled to be recorded or filed without the payment of the usual fees therefor.

LESLIE R. BURGUM
Attorney General